

In Witness Whereof the said party of the first part hath hereunto set his hand and seal the day and Year first above written.

Sealed and Delivered } George Hay Kain (Seal)  
in the presence of } Trustee in Bankruptcy  
Ellen M. Kellensick } of Henry Hoff

State of Pennsylvania } On the second day of  
County of York. } 28<sup>th</sup> August A.D. 1911 before me,  
a Notary Public of said State residing in the City of York,  
in said County, personally appeared the within named  
George Hay Kain, Trustee in Bankruptcy of Henry Hoff,  
and in the form of Law acknowledged the within or  
aforesaid Indenture to be his act and deed, and  
declared the same might be recorded as such.

Witness my Hand and Notarial Seal the day and Year aforesaid.

My Commission Ellen M. Kellensick (Seal)  
expires Jan'y 21 - 1913, Notary Public  
Recorded Aug. 2<sup>nd</sup> - 1911. York Pa.

George J. Recorder

17-W-324

12,584. Martha E. Young Chub.  
N. F.

Burgess & Town Council of the Borough of Hanover.

This Indenture made the  
31<sup>st</sup> day of Sept in the  
Year of our Lord one thousand  
Nine Hundred and Eleven.

Between Martha E. Young and her husband, Howard E. Young,  
both of the Borough of Hanover, York County, Pennsylvania,  
of the first part, and the Burgess and Town Council of the  
Borough of Hanover, a municipal corporation of Penn-  
sylvania, of the second part.

Witnesseth: That the said Martha E. Young and Howard  
E. Young for and in consideration of the sum of one dollar  
lawful money of the United States of America, to them in  
hand paid by the said The Burgess and Town Council

of the Borough of Hanover at and before the sealing of these presents, receipt whereof is hereby acknowledged, have granted, bargained, sold, aliened, enfeoffed, released, conveyed, and confirmed and by these presents do grant, bargain, sell, alien, enfeoff, release, convey and confirm to the said party of the second part forever.

All that the following described lot of ground situate lying and being on Carlisle Street in the Borough of Hanover, County of York, State of Pennsylvania, bounded and described as follows: - Beginning for a corner at a stone planted in the ground at the property line on Carlisle Street at lot of Jesse Bollinger (now deceased), thence along said lot northeastward one hundred fifteen (115) feet to a point, thence southeastward at right angles to said line fifty-two feet to a twenty feet wide alley, thence southeastward along said alley one hundred fifteen feet to Carlisle Street aforesaid, and thence along said street northwestward fifty-two feet to the place of Beginning, it being the southeast one-half of the lot owned by the grantors:

It being part of the same lot of ground which Mary Baker, widow, in her lifetime by her indenture dated the 4<sup>th</sup> day of June, A. D., 1832, sold and conveyed unto Annie Taylor, her sister, for her sole use during her natural life or as long as she remains sole or unmarried, and after her death or marriage, whichever should first happen, unto Samuel Isaac, his heirs, and assigns of his heirs forever, said deed being recorded in the office for the recording of deeds in and for York County in Book L. L. L. page 507, and it being part of the same lot of ground of which Samuel Isaac aforesaid died seized in his demise as of fee and which John Flickinger, Executor of said Samuel Isaac, deceased, by order of the Orphans' Court of York County, sold and conveyed the same to Edward H. Egle, his heirs and assigns, by deed dated April 1<sup>st</sup> 1871.

Under and subject, however, to the payment of the sum of Two Hundred Ninety four and forty six hundredths Dollars to the heirs or legal representatives of said Samuel Isaacs deceased, immediately after the decease of Eliza Isaacs, the widow of said deceased, that being her dower fund remaining as a lien in the aforesaid hereby described lot and to pay the interest thereof annually, on the 1<sup>st</sup> day of April, to said widow, for and during her natural life, the first payment of said interest to be made on the 1<sup>st</sup> day of April, A. D. 1872, and it being part of the same lot of ground which the said Edward H. Etzler having lawfully seized of in his demesne as of fee and died intestate, on the 29<sup>th</sup> day of November, 1879, leaving to survive him his widow, Beulah Etzler, who has since died, and one child, Martha E. Young, one of the grantors herein, to whom said real estate descended and vested under and by virtue of the Intestate laws of the Commonwealth of Pennsylvania, under and subject to the aforesaid payment of Two Hundred Ninety four and forty six one hundredth Dollars, the same being a dower fund of Eliza Isaacs, widow of Samuel Isaacs aforesaid, and the said Eliza Isaacs having died on the 11<sup>th</sup> day of August, 1900, and all after the heirs of the said Samuel & Isaacs by their deed dated the 28<sup>th</sup> day of August, 1900, duly executed by Samuel R. Flickinger, Winfield S. Flickinger, Catharine M. Flickinger, Susanna E. Woods, Louise E. Bargelt, Paul E. Bargelt, Sallie B. Bargelt, William & Thomas, Mary Thomas, Annie Thomas, Almeida E. Wolf, W. R. Bargelt, and Nancy B. Shannon, did release, grant and quit claim the above described property for the consideration of the sum of Two Hundred Ninety four and forty six one hundredth dollars unto the said Martha E. Young, and her heirs and assigns, all and all manner of dower and right and title of dower and all the estate right or title whatsoever in them, said release being recorded in Deed Book 16 G, page 72, in the Office of Recorder of Deeds in and

for York County, Pennsylvania.

Together with all and singular the tenements, hereditaments and appurtenances to the same belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and also all the estate, right, title, interest, property, claim and demand whatsoever, both in law and equity, of the said party of the first part of in, to or out of the said premises, and every part and parcel thereof.

To have and to hold the said premises with all and singular the appurtenances, unto the said party of the second part, their successors, to and for the only proper use and behoof of the said party of the second part and their successors forever, under and subject to the following trusts, restrictions and conditions on which the within described premises are conveyed: First: On trust to be used and occupied as a public library, and for no other use or purpose or purposes whatsoever. Second: On condition that the whole of a certain fund heretofore received by the Borough of Hanover from the estate of the late Dr. J. P. Smith, together with the accrued and accruing income therefrom, shall be invested by the said Borough of Hanover, and the income derived therefrom shall be used and applied to the maintenance and betterments of the said public library, in accordance with the provisions of the will of said Dr. J. P. Smith.

Third: on condition that in the investment of said fund the Borough Authorities shall make only such investments as shall be recommended by the majority of a Financial Commission consisting of three members, to-wit:

1. The President of the Hanover Savings Fund Society, or, in case of his refusal or neglect to act, the Cashier or other proper officer acting in that capacity for said Institution.

2. The President of the First National Bank of Hanover, or, in case of his refusal or neglect to act, the Cashier or other proper officer acting in that capacity for said Institution; and

3. The President of the Peoples Bank of Hanover, or, in case of his refusal or neglect to act, the Cashier or other proper officer acting in that capacity for said Institution; and in the event of the refusal or neglect of any of the aforesaid officers to act, then the vacancy or vacancies shall be filled first by the President of the Farmers State Bank of Hanover, or, in case of his refusal or neglect to act, the Cashier or other proper officer acting in that capacity for said Institution; secondly by a person or persons appointed by the Chief Burgess of the Borough of Hanover, or his successor, and approved by the Borough Council of said Borough, or their successors, provided that such appointment so made by the Chief Burgess to a vacancy in said Financial Commission shall be only for an unexpired term, and until a member from the class from which such Financial Commission is to be selected shall indicate by writing addressed to said Chief Burgess his willingness to accept a position on said Commission and serve on the same.

Fourth: on condition that in the establishment, use and maintenance of said public library the Borough Authorities shall adopt the recommendations (provided such recommendations are such as can be legally adopted) of a Library Governing Board to be composed of nine (?) members, three of whom shall be the Financial Commission to be selected as provided in the above paragraph; three of whom shall be appointed by the Chief Burgess of the Borough of Hanover or his successor and approved by the Borough Councils of said Borough, or their successors; and three of whom shall be appointed by the Hanover Public Library



association, a corporation created by decree of the Court of Common Pleas of York County, Pennsylvania, who shall also be subject to the approval of said Borough Councils. The members to be appointed by the Burgess and Hanover Public Library Association shall serve, one for one year, one for two years and one for three years, respectively, and until their successors shall be appointed, and their successors shall thereafter serve for the term of three years.

Fifth: That, any other moneys or bequests now held, or which may be hereafter acquired or received by the said Borough of Hanover for Library purposes shall be invested, applied and used by the said Borough for the benefit of said Public Library in the same manner and under the same management and control as herein provided and stipulated with regard to Dr. J. R. Smith fund.

Sixth: Should there hereafter be a change in the form of government of the Borough of Hanover, either to a City government or government by a Commission, such government shall, in order to save a reversion of the property hereby conveyed and transferred to the said Borough of Hanover, in all things, as nearly as may be comply with all the terms, provisions, stipulations and conditions of this grant, and in case of failure to do so a forfeiture shall take place and the property revert, as herein provided.

Seventh: Should the Borough of Hanover, or its successor, at any time for a period of three successive years, fail or refuse to keep the building or buildings and grounds in a good, sightly and proper condition, and repair or fail to provide support and maintain the public library to be established in said building, then the property hereby conveyed shall be forfeited and shall revert to the grantors, their heirs, and assigns, as herein provided.

Eighth. In the event that the said Borough of Hanover shall fail, neglect or refuse to fully comply with any of the above mentioned trusts, restrictions and conditions, then the within described real estate, the title thereto and appurtenances thereunto belonging, shall at once revert to the within named grantors, their heirs and assigns, and revert in them, free and discharged of any and all rights or claims of the Borough of Hanover therein or thereto.

In Witness Whereof the parties of the first part hereto have hereunto set their hands and seals the day and year first above written.

Witness Present:

Mary L. Haffner  
John S. Young  
Ward L. Haffner.

Martha E. Young. *[Seal]*  
Howard E. Young. *[Seal]*

State of Pennsylvania. } Before me, the subscriber,  
York County. } ss: A Notary Public of the State  
of Pennsylvania, duly commissioned and qualified  
and residing in the Borough of Hanover, York County,  
Pennsylvania, personally came Martha E. Young and  
Howard E. Young, her husband, both to me personally  
known, who in due form of law acknowledged the foregoing  
deed to be their act and deed, to the end that the same  
might be recorded as such.

In testimony whereof, I have hereunto set my  
hand and notarial seal this 30<sup>th</sup> day of September,  
A. D. 1911.

My commission  
expires January 16, 1913.

Edward A. Michael *[Seal]*  
Notary Public  
Hanover, Pa.

Recorded Oct 7<sup>th</sup> A. D. 1911.

George Law Recorder.

George W. Rudy, his heirs and assigns, by these presents, that he, the said William A. Rudy, has not done, admitted, or knowingly or willingly suffered to be done or committed, any act, matter or thing whatsoever whereby the premises hereby granted, or any part thereof, is, are, shall or may be impeached, charged or incumbered, in title, charge, estate, or otherwise howsoever.

IN WITNESS WHEREOF, the said party of the first part has herunto set his hand and seal, the day and year first above written.

prod  
of

William A. Rudy (SEAL)  
Trustee

SS.

On the 24th day of January, A. D. 1938, before me, a Notary Public in and for the State and County of York, personally appeared the within named William A. Rudy, Trustee of the real estate of Ellen Brady, deceased, and in due form acknowledged to me the within or foregoing instrument to be his act and deed; and desired that the same might be recorded as such.

Witness my hand and notarial seal the day and year aforesaid.

Evelyn M. Miller  
Notary Public  
York County  
North Codorus  
Twp.  
Pa.

Evelyn M. Miller (SEAL) Notary Public  
My Comm. Expires May 11, 1940

I do hereby certify that the precise residence of the within named grantee is Fairview Township, York County, Pennsylvania.  
January 18, 1938 Walter D. Mays - Attorney for Grantee.

Recorded January 24, 1938 Herbert L. Smith - Recorder

406.

Howard E. Young, et al : THIS DEED Made the 15th day of October in the year of our  
to : Lord one thousand nine hundred and thirty-seven (1937).  
Borough of Hanover : BETWEEN Howard E. Young and Katherine C. Young, his wife,  
of Baltimore, Maryland, and Mary Cecelia Young Smith and A.  
Rutledge Smith, her husband, of New York City, New York, Grantors, and The Borough of Hanover, a Municipal Corporation created and existing under and by virtue of the laws of the Commonwealth of Pennsylvania, being situate in York County in said Commonwealth, Grantee:  
WITNESSETH, that in consideration of One (\$1.00) Dollar in hand paid, the receipt whereof is hereby acknowledged, the said grantors do hereby grant and convey to the said grantee,

All the following described tract of land situate, lying and being in the Borough of Hanover, York County, Pennsylvania, bounded and limited as follows, to wit:

BEGINNING for a corner at the intersection of Railroad Street and a twenty feet wide alley now known as Library Place; thence in a southwestwardly direction along and with said Library Place 115 feet to a corner at other lands of the said Borough of Hanover; thence in a northwestwardly direction 52 feet, more or less, to a corner at lands of William L. Smith; thence, in a northeastwardly direction along lands of the said Smith and lands of the Western Maryland Railroad 115 feet to Railroad Street; thence in a southeastwardly direction, along and with said Railroad Street 52 feet, more or less, to a corner at Library Place, the place of BEGINNING.

It being a part of the same lot of ground which John Flickinger, Executor of the last will and testament of Samuel Isaacs, deceased, by his deed bearing date the 1st day of April, 1871, and recorded in the Office for the Recording of Deeds in and for York County, Pennsylvania, in Deed Book 16 X, page 39, sold and conveyed unto Edward H. Etzler, under and subject, however, to the payment of the sum of Two Hundred Ninety Four and Forty-six Hun-



dredtha Dollara to the heirs or legal representatives of said Samuel Isaacs, deceased, immediately after the decease of Eliza Isaacs, the widow of said deceased, that being her dower fund remaining as a lien upon the aforesaid herein described lot, and to pay the interest thereof annually, on the 1st day of April, to said widow, for and during her natural life, the first payment of said interest to be made on the 1st day of April, A. D. 1872;

And it being part of the same lot of ground of which Edward H. Etzler, being seized thereof in his domoone as of fee, died intestate on November 28th, 1879, leaving to survive him his widow, Marie C. Etzler, and one child, Martha E. Young, to whom said real estate descended and vested under and by virtue of the Intestate Laws of the Commonwealth of Pennsylvania, under and subject, however, to the aforementioned dower interest of Eliza Isaacs, widow of Samuel Isaacs aforesaid; which said dower interest all of the heirs of the said Samuel Isaacs, namely Samuel A. Flickinger, Winfield S. Flickinger, Catharine M. Flickinger, Susanna E. Woods, Louis I. Bergelt, Paul E. Bergelt, Sally O. Bergelt, William I. Thomas, Mary Thomas, Annie Thomas, Almida E. Wolf, W. H. Bergelt and Nancy B. Shannez, by their deed bearing date the 28th day of August, 1900, and recorded in the Office for the Recording of Deeds in and for York County, Pennsylvania, in Deed Book 16 Z, page 72, did release, grant and quit claim unto Martha E. Young.

And the said Marie C. Etzler having died intestate on the 7th day of July, 1908, leaving to survive her as her sole heir-at-law one child, Martha E. Young, the said real estate descended to and vested in the said Martha E. Young under and by virtue of the Intestate Laws of the Commonwealth of Pennsylvania.

And it being the same lot of ground of which Martha E. Young, being seized thereof in her domoone as of fee, died intestate on the 25th day of November, 1929, leaving to survive her her husband, Howard E. Young, and one child, Mary Cecelia Young Smith, to whom said real estate descended and vested under and by virtue of the Intestate Laws of the Commonwealth of Pennsylvania.

TO HAVE AND TO HOLD the said premises, with all and singular the appurtenances, unto the said party of the second part, their successors, to and for the only proper use and behoof of the said party of the second part and their successors forever, under and subject to the following trusts, restrictions and conditions on which the within described premises are conveyed:-

First: In trust to be used and occupied as a part of the premises designated on the records of the Borough of Hanover as "Library Tract" (being that tract of land which Martha E. and Howard E. Young by their deed bearing date the 30th day of September, 1911 and recorded in the Office of the Recorder of Deeds in and for York County, Pennsylvania, in Deed Book 17W, page 324, sold and conveyed unto the said Borough of Hanover).

Second: That said premises herein granted shall be used and occupied as a part of the premises set aside for public library use, and for no other use or purpose or purposes whatsoever.

Third: That said premises herein granted shall be occupied, used, maintained and regulated in the same manner, by the same designated authority, and under the same limitations and conditions as are specifically set forth in the deed conveying said "Library Tract" as set forth in "First" paragraph above.

Fourth: That in event the said Borough of Hanover shall fail, neglect or refuse to fully comply with any of the trusts, restrictions and conditions set forth herein as well as those mentioned in the deed referred to in paragraph "First" above, then the within described real estate, the title thereto and appurtenances thereunto belonging shall forthwith revert to the herein named Grantors, their heirs and assigns and revert in them, freed and discharged of any and all rights and claims of the Borough of Hanover therein or thereto.

IN WITNESS WHEREOF, said grantors have hereunto set their hands and seals the day and year first above written.

Signed, Sealed and Delivered  
in the Presence of

Howard Young Haffner  
Howard Young Haffner  
Howard Young Haffner  
Howard Young Haffner

Howard E. Young (SEAL)  
Katharine O. Young (SEAL)  
Mary Cecelia Young Smith (SEAL)  
A. Rutledge Smith (SEAL)

STATE OF MARYLAND )  
CITY OF BALTIMORE ) SS.

On this 18th day of October A. D. 1937, before me, Blanche E. Oving, a Notary Public came the above named Howard E. Young and Katharine O. Young, his wife, and acknowledged the foregoing Deed to be their act and deed, and desired the same to be recorded as such.

WITNESS my hand and notarial seal, the day and year aforesaid.

Blanche  
E. Oving  
Notary Public  
Baltimore,  
Md.

Blanche E. Oving - Notary Public  
My Commission Expires May 1, 1939.

STATE OF NEW YORK )  
COUNTY OF NEW YORK ) SS.

On this 18th day of October A. D. 1937, before me, Isadora M. Cannon, Notary Public, came the above named Mary Cecelia Young Smith and A. Rutledge Smith and acknowledged the foregoing Deed to be their act and deed, and desired the same to be recorded as such.

WITNESS my hand and notarial seal, the day and year aforesaid.

Isadora M.  
Cannon  
Notary Public  
New York  
County

Isadora M. Cannon  
Notary Public New York County  
Clerk's No. 25, Registrar's No. 9-2-200  
Commission expires March 30, 1939.

I hereby certify that the precise residence of the within grantee or grantees is, or its Principal office is Fifth Ward, Hanover, Pa.

Robert M. Laird - Atty for Grantee.

Recorded January 24, 1938

Herbert L. Smith - Recorder.

408.

William D. Ogile, ux

to  
Harvey J. Waltmire, ux  
\$4.00  
Fed. Rev.  
1/24/38  
W.D.O. to  
H.R.S.W.

THIS DEED, MADE THE 24th day of January in the year of our Lord one thousand nine hundred and thirty-eight (1938)

BETWEEN WILLIAM D. OGILE and LAURA B. OGILE, his wife, of Newberry Township, York County, Pennsylvania, PARTIES OF THE FIRST PART Grantors, and HARVEY J. WALTMIER and ANNIE S. WALTMIER, his wife, as tenants by entirety, of Newberry Township, York County, Pennsylvania, Grantees;

WITNESSETH, that in consideration of FOUR THOUSAND (\$4000.00) Dollars, in hand paid, the receipt whereof is hereby acknowledged, the said grantors do hereby grant and convey to the said grantees,

All that certain lot or piece of ground with the improvements thereon erected, situate on the south side of and known as No. 636 West Market Street, Ninth Ward, City of York, County of York and State of Pennsylvania, bounded, limited and described as follows, to wit:

BEGINNING at a point on the south side of said West Market Street at line of property of George W. Graff, on the east; and extending thence westwardly along the south side of said West Market Street fourteen (14) feet, more or less, to a point at line of property of Anthony Shertino; and extending thence southwardly along last mentioned property two hundred and thirty (230) feet, more or less, to a point on the north side of West Mason Avenue;